

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant	Rothenberg
Serial No	10/759,288
Filed	January 16, 2004
Examiner	Rooney
Group Art Unit	1644
Confirmation No.	7158
Title	<b>REGULATION OF ALLERGEN INDUCED GENE</b>
Atty. Docket	CMC 163

Cincinnati OH 45202

December 6, 2006

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**ELECTION AND PRELIMINARY AMENDMENT**

Responsive to the September 5, 2006 Restriction in the above-referenced application,  
Applicant elects with traverse Group XXVII, encompassing claim 22.

Prior to examination of this application, please amend the application as follows:

**Amendments to the Claims** begin on page 2.

**Remarks** begin on page 6.